

794-101

AFWC

08/713727

**PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No: 14005/407B

**FILE WRAPPER CONTINUING APPLICATION TRANSMITTAL
UNDER 37 CFR 1.62****Box FWC****Assistant Commissioner for Patents
Washington, D.C. 20231**

Sir:

This is a request under 37 CFR 1.62 for filing a

- ☐ continuation application.
- ☐ divisional application.
- ☒ continuation-in-part application. A Preliminary Amendment adding subject matter is attached.

1. Particulars of Prior Application

Application Serial No: 08/384,756
Filed on: February 7, 1995
Title: Cementitious Gypsum-Containing Compositions and
Materials Made Therefrom
Art Unit: 1108
Examiner: M. Marcheschi
Prior Docket No.: 14005/407A

EOP sent to the group

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this File Wrapper Continuing Application Transmittal Under 37 CFR 1.62 and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **September 13, 1996**, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM118665940US.

Edward Petruski
Edward Petruski

2. This request is filed by:

1. Full Name of Inventor	Family Name Stav	First Given Name Elisha	Second Given Name
Residence & Citizenship	City Amherst	State or Foreign Country New York	Country of Citizenship Israel
Post Office Address	Post Office Address 116 Capen Boulevard	City Amherst	State & Zip Code/Country New York 14226

2. Full Name of Inventor	Family Name Burkard	First Given Name Edward	Second Given Name A.
Residence & Citizenship	City East Amherst	State or Foreign Country New York	Country of Citizenship United States
Post Office Address	Post Office Address 8395 Stahley Road	City East Amherst	State & Zip Code/Country New York 14051

3. Full Name of Inventor	Family Name Finkelstein	First Given Name Ronald	Second Given Name S.
Residence & Citizenship	City East Amherst	State or Foreign Country New York	Country of Citizenship United States
Post Office Address	Post Office Address 241 Wellingwood Drive	City East Amherst	State & Zip Code/Country New York 14051

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. Declaration or Oath for Continuation-in-Part Application

- ☐ Enclosed
☒ Not enclosed

4. Amendments

- ☐ Amend the specification by inserting before the first line the sentence:
/ -This is a _____ of U.S. application Serial No. _____, filed _____,
now abandoned.--
Cancel claims _____ in the prior application before calculating the filing fee.
- ☒ A Preliminary Amendment entitled "Amendment 'B'" is enclosed.
- ☐ Please enter the Amendment Under 37 CFR 1.116 previously filed in the prior application on _____, but unentered.
- ☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

5. Priority

- ☐ Priority of application No. _____, filed on _____ in _____ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. _____.
- ☐ The certified copy(ies) has(have) not been filed.

6. Assignment

- ☒ The prior application is assigned of record to National Gypsum Company, and has been recorded at Reel No. 7524, Frame No. 272.

7. Small Entity Status

- ☐ Verified statement(s) claiming small entity status is(are) attached.
- ☐ Small entity status has been established in the prior application and is still effective.

8. Fee Calculation

CLAIMS AS FILED - INCLUDING AMENDMENT(S) (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$375.00		\$750.00
TOTAL	22-20	= 2	X 11 =	\$	X 22 =	\$44.00
INDEP.	3-3	= 0	X 39 =	\$	X 78 =	\$0.00
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 125 =	\$	+ 250 =	\$
Filing Fee:				\$	OR	\$794.00

9. Method of Payment of Fees

- ☒ Attached is a check in the amount of: \$794.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ _____
A copy of this Transmittal is enclosed.

10. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

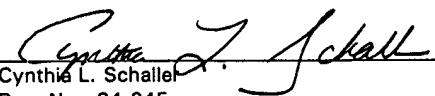
Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

Please direct all future communications to Cynthia L. Schaller, at the address below.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6402
(312) 474-6300

By:


Cynthia L. Schaller
Reg. No: 34,245

September 13, 1996

110-115

GP 1108

FF16

10/4/96

B

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:) Title: Cementitious Gypsum-
Stav et al.) Containing Compositions and
Serial No: 08/384,756) Materials Made Therefrom
Filed: February 7, 1995) Group Art Unit: 1108
Examiner: M. Marcheschi

RECEIVED

SEP 25 1996

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant(s) hereby petition(s) pursuant to 37 CFR 1.136(a) for a one-month extension of time.

FNC sent to A

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **September 13, 1996**, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to addressee" service of the United States Postal Service under Mailing Label No. EM118665940US.

Edward Petruski
Edward Petruski

310 CS 09/19/96 08384756
1 115 110.00 CR

1. Small Entity Status

- ☐ Verified statement(s) claiming small entity status is(are) attached.
- ☐ Small entity status has been established and is still effective.
- ☒ Has not been established.

2. Extension of Time

- ☒ This is a petition for an extension of time under 37 CFR 1.136 for the total number of months checked below:

EXTENSION (Months)	FEE FOR LARGE ENTITY		FEE FOR SMALL ENTITY	
One Month	X	\$110.00		\$55.00
Two Months		\$380.00		\$190.00
Three Months		\$900.00		\$450.00
Four Months		\$1,400.00		\$700.00

If an additional Extension of Time is required, please consider this a petition therefor.

Extension Fee: \$110.00

- ☐ An extension for _____ month(s) has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Deduction: \$0.00

Extension Fee Due With This Request: \$110.00

3. Method of Payment of Fees

- ☒ Attached is a check in the amount of \$110.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ _____
A copy of this Petition is enclosed.

4. Deposit Account and Refund Authorization

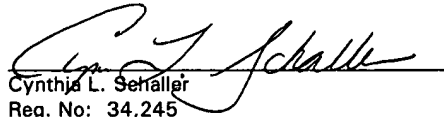
The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Petition is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6402
(312) 474-6300

By:


Cynthia L. Schaller
Reg. No: 34,245

September 13, 1996